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Attorney for Plaintiff,
Gino Pasquale

**UNITED STATES DISTRICT COURT
NORTH DISTRICT OF CALIFORNIA**

GINO PASQUALE

Plaintiff,

vs.

MIDLAND CREDIT MANAGEMENT,
INC.

Defendant.

CASE NO: CV 12-5960 PSG

**STIPULATION OF DISMISSAL
WITH PREJUDICE PURSUANT
TO FEDERAL RULE OF CIVIL
PROCEDURE 41(a)(1)(A)(ii)**

Hon. Paul S. Grewal

Action filed: October 18, 2012

1 **PLEASE TAKE NOTICE** that Plaintiff Gino Pasquale (“Plaintiff”), pursuant
2 to federal Rule of Civil Procedure 41(a)(1)(A)(ii), hereby voluntarily dismisses all
3 claims in this action *with prejudice* as to Defendant Midland Credit Management, Inc.

4 Federal Rule of Civil Procedure 41(a)(1) provides, in relevant part:

5 **(a) Voluntary Dismissal.**

6 **(1) By the Plaintiff.**

7 **(A) Without a Court Order.** Subject to Rules 23(e), 23.1(c), 23.2,
8 and 66 and any applicable federal statute, the plaintiff may
9 dismiss an action without a court order by filing:

10 **(i)** a notice of dismissal before the opposing party serves
11 either an answer or a motion for summary judgment

12 **(ii)** a stipulation of dismissal signed by all parties who have
13 appeared.

14 The parties have reached a settlement in this matter and all parties have
15 stipulated to dismissing this case. As such, the parties stipulate and request that this
16 action be dismissed with prejudice, with each party bearing its own attorney’s fees
17 and costs.

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19 DATED: October 29, 2013

By: /s/ Samuel Henderson
Samuel Henderson, Esq.
Attorney for Plaintiff
Gino Pasquale

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23 DATED: October 29, 2013

By /s/ Lindsey Morgan
Lindsey Morgan, Esq.
Attorney for Defendant
Midland Credit Management, Inc.

CONCURRENCE OF ALL SIGNATORIES

Pursuant to L. R. 5-1(i)(3) I certify that the consent of all signatories has been obtained in support of the above document.

DATED: October 29, 2013

By: /s/ Samuel Henderson
Samuel Henderson, Esq.
Attorney for Plaintiff
Gino Pasquale